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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of
Burbank et al.For: **ELECTROSURGICAL BIOPSY DEVICE
AND METHOD**

Serial No.: 10/650,027

Filed: August 27, 2003

Atty. Docket No.: SENOP-00302

Examiner: Brian S. Szmal

Group Art Unit: 3736

Customer No.: 061808

**AMENDMENT AND RESPONSE
TO OFFICE ACTION
MAILED 06/03/2008****CERTIFICATE OF TRANSMISSION PURSUANT TO 37 C.F.R. §1.8**

I hereby certify that this correspondence is being transmitted by facsimile (571) 273-8300 addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450; Atty. Examiner Brian S. Szmal, on January 22, 2009, in San Francisco, CA.

By: Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed June 3, 2008, please amend the above-identified application as follows